

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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NURIS M. RODRIGUEZ,

Plaintiff,

MEMORANDUM & ORDER
20-CV-5284 (EK) (CLP)

-against-

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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ERIC KOMITEE, United States District Judge:

The Court has received Magistrate Judge Pollak's Report and Recommendation (R&R) dated April 21, 2022. ECF No. 21. Judge Pollak recommends that Plaintiff's motion for fees under the Equal Access to Justice Act (EAJA), Pub. L. No. 96-481, 94 Stat. 2321 (1980) (codified as amended in scattered sections of 5, 15, 28, and 42 U.S.C.), be granted and that Plaintiff's counsel's requested fee of \$6,440 be approved. Neither party has filed objections, and the time to do so has expired. See Fed. R. Civ. P. 72(b) advisory committee's note to 1983 addition; *accord State Farm Mut. Auto. Ins. Co. v. Grafman*, 968 F. Supp. 2d 480, 481 (E.D.N.Y. 2013). Having reviewed the record, I find no clear error and therefore adopt the R&R in its entirety. Thus, Plaintiff is awarded \$6,440.00 in reasonable

attorney's fees under 28 U.S.C. § 2412(a), (d) and 5 U.S.C.
§ 504.

SO ORDERED.

/s/ Eric Komitee
ERIC KOMITEE
United States District Judge

Dated: June 13, 2022
Brooklyn, New York